

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA	)	
	)	Criminal No.: 3:00-CR-400-P
v.	)	
	)	Judge Jorge A. Solis
MARTIN NEWS AGENCY, INC.; and	)	
BENNETT T. MARTIN,	)	
	)	FILED: January 3, 2002
Defendants.	)	

UNITED STATES' NOTICE TO PARTIES  
OF INTENT TO USE BUSINESS RECORD AFFIDAVITS

COMES NOW the United States of America, and files its Notice to Parties of Intent to Use Business Record Affidavits in the prosecution of its case against defendants named in Criminal No. 3:00-CR-400-P, pursuant to Fed. R. Evid. 803(6) and 902(11), and would show the Court as follows:

1. Through service of this Notice, the government advises all parties of its intent to use Business Record Affidavits of custodians sponsoring third party records, in order to self-authenticate records of regularly conducted activity from the businesses they represent. Businesses from whom Business Records Affidavits have been sought are listed in Attachment A.
2. The United States offers that the records of regularly conducted activity identified and sponsored in the Business Record Affidavits have been available to the defendants for inspection and copying for nearly a year, and still are available for inspection and copying at the Antitrust Division's offices located at Thanksgiving Tower, 1601 Elm Street, Suite 4950, Dallas, Texas.

3. The United States will make available to the defendants copies of each Business Record Affidavit sufficiently in advance of the government's offering the sponsored records into evidence, providing the defendants with a fair opportunity to challenge either the Affidavit or any and all records.

Respectfully submitted,

SCOTT M. WATSON  
Chief, Cleveland Field Office

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"/s/"  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was sent via Federal Express to the Office of the Clerk of Court on this 2nd day of January, 2002. In addition, copies of the above-captioned pleading were served upon the defendants via Federal Express on this 2nd day of January, 2002

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“/s/”

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**Attachment A**

Albertson's, Inc.  
250 Parkcenter Blvd.  
Boise, ID 83706

Army & Air Force Exchange Service  
Employment Law Branch (GC-E)  
P.O. Box 650061  
Dallas, TX 75265-0061

Periodical Management Group, Inc.  
1011 North Frio Street  
P.O. Box 7608  
San Antonio, TX 78207